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October 18, 2011

BY HAND DELIVERY

Honorable Robert M. Berman
United States Courthouse
500 Pearl Street
New York, NY 10007-1312

Duane Morris*

MEMO ENDORSED

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Application granted.

SO ORDERED:

Date: 10/19/11

Richard M. Berman

Richard M. Berman, U.S.D.J.

Re: ~~Juan Carlos Amor Garcia and Ocean Creek International, LLC v. Ernesto Colman Mena et al. (11-civ-3859) (RMB)(MHD)~~

Dear Judge Berman:

We are counsel for defendants in the above captioned matter. We respectfully write to request five additional pages for our Motion to Dismiss due October 20, 2011. We have consulted with plaintiffs' counsel, who has no objection to our request.

To be clear, we are aware that we previously asked the Court for an extension beyond the 25-page limit during the August 8, 2011 hearing before the Court and Your Honor responded that you did not think we would need the additional pages. However, since that hearing, plaintiffs have amended their complaint, adding ten new causes of action, including four additional claims under Florida state law, and expanding their complaint to 80-pages.

We have endeavored to be as concise as possible with our Motion to Dismiss and stay within the 25-page limit. However, the additional five pages will greatly enhance our ability to address all of plaintiffs' claims set for in the Verified First Amended Complaint on behalf of all nine defendants.

We thank the Court for its time and consideration.

Sincerely,

John Dellaportas

John Dellaportas

US DC SDNY
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cc: Robert Zara, Esq. (counsel for plaintiffs)